

Inasmuch as no objection is pending at this time, the stay is lifted.

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

A TRUE COPY CERTIFIED TO FROM THE RECORD

DATED: 4/16/08

ATTEST: *[Signature]*
S. CLERK U.S. DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: AVANDIA MARKETING, SALES PRACTICES AND
PRODUCTS LIABILITY LITIGATION

MAR 28 2008
FILED
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MDL No. 1871

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-13)

On October 16, 2007, the Panel transferred two civil actions to the United States District Court for the Eastern District of Pennsylvania for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 528 F.Supp.2d 1339 (J.P.M.L. 2007). Since that time, 86 additional actions have been transferred to the Eastern District of Pennsylvania. With the consent of that court, all such actions have been assigned to the Honorable Cynthia M. Rufe.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Pennsylvania and assigned to Judge Rufe.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Pennsylvania for the reasons stated in the order of October 16, 2007, and, with the consent of that court, assigned to the Honorable Cynthia M. Rufe.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Pennsylvania. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

ACERTIFIED TRUE COPY

[Signature]

FOR THE PANEL:

[Signature]
Jeffery N. Luthi
Clerk of the Panel

**IN RE: AVANDIA MARKETING, SALES PRACTICES AND
PRODUCTS LIABILITY LITIGATION**

MDL No. 1871

SCHEDULE CTO-13 - TAG-ALONG ACTIONS

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
CALIFORNIA EASTERN CAE 2 08-542	F.C. Mitchell, et al. v. SmithKline Beecham Corp., et al. Opposed 4/2/08
CALIFORNIA NORTHERN CAN 3 08-1297	Jerry Kellum, etc. v. SmithKline Beecham Corp., et al.
NEW YORK SOUTHERN NYS 1 08-2027 NYS 1 08-2030	John Price v. SmithKline Beecham Corp., et al. Sylvia Moore v. SmithKline Beecham Corp., et al.
OHIO NORTHERN OHN 1 08-569	Ronald McAdams v. SmithKline Beecham Corp.
TEXAS NORTHERN TXN 3 08-352	Shirley Crank, et al. v. SmithKline Beecham Corp., et al.
TEXAS SOUTHERN TXS 4 08-676	Martin Banta, et al. v. GlaxoSmithKline, Inc., et al.